

MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL OF HUNTSVILLE, ALABAMA,
HELD THURSDAY, MAY 22, 2014

The Honorable Council of the City of Huntsville, Alabama, met in regular session on Thursday, May 22, 2014, at 6 p.m., in the Council Chambers of the Municipal Building, there being present:

President:	Russell
Councilpersons:	Olshefski, Kling, Showers
Councilpersons Absent:	Culver
Mayor:	Battle
City Administrator:	Hamilton
City Attorney:	Joffrion
City Clerk-Treasurer:	Hagood

President Russell called the meeting to order.

Rev. Earla Lockhart, Staff Minister for Congregational Care, First Missionary Baptist Church, and Chair of the IMS Leadership Council, led the invocation; Councilman Kling led the pledge of allegiance.

The minutes of the Regular Meeting of the Council held on May 8, 2014, were approved as submitted.

President Russell stated that the next item on the agenda was Resolutions and Special Recognitions. He recognized Mayor Battle.

Mayor Battle asked Mr. Greg Patterson, Director of Parks and Recreation, to come forward, noting that there were some

young athletes to be recognized.

Mr. Patterson stated that it was his pleasure at this time to recognize some of the outstanding track and field athletes in the city of Huntsville.

Mr. Patterson stated that first he would like to recognize the Huntsville High School Class 6A State Track and Field Championship students. He asked Laurel Sharp, Sarah Mohan, Gillianne Sharp, and Abigail Zane to come forward. He stated that they had won the 4x800m Relay, and that they were the Class 6A champions for the state of Alabama.

Mr. Patterson congratulated them for their outstanding achievement and asked that they introduce themselves to the Council and the audience.

Mr. Patterson recognized students from Whitesburg Christian Academy, stating that they were the Class 1A champions in the 4X400m Relay for the state of Alabama. He asked Kristina Thoenes, Sydnee Baker, Kayla Shoaff, and Katherine Brandon to come forward.

Mr. Patterson stated that Katherine Brandon was not present. He congratulated the team members for their outstanding achievement and asked them to introduce themselves to the Council and the audience.

President Russell read and introduced a resolution congratulating the Rosetta James Foundation, Inc., "Civic and Community Leadership Award Honoree," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville

Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-348)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Mr. Frank Williams, Landers McLarty Chrysler, Dodge, Jeep, Fiat and Ram, "Corporate Leadership Award Honoree," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-349)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Dr. Patricia G. Sims, "Education Leadership Award Honoree," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center,

Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-350)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Dr. William A. "Bill" Craig, "Government and Industry Leadership Award Honoree," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-351)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Miss LaFreeda M. Jordan, "Government Relations Leadership Award Honoree," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-352)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Reverend Christopher Jermaine Turner, Religion Leadership Award Honoree," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-353)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Dr. Anthony Toney, "Small Business Leadership Award Honoree," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-354)

President Russell moved for approval of the foregoing

resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Mrs. Geraldine D. Williams, "Outstanding Alumna of the Year," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-355)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution congratulating Mr. Knute R. Walker, "Outstanding Alumnus of the Year," during the Thirteenth Annual Leadership Awards Banquet sponsored by the Huntsville Progressive Alumni Chapter, Inc., to be held at the Ernest L. Knight Reception Center, Alabama A&M University, at 6:00 p.m. on June 7, 2014, as follows:

(RESOLUTION NO. 14-356)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell recognized Councilman Showers.

Councilman Showers stated that he would like to congratulate Mr. Frank Williams of Landers McLarty Chrysler, Dodge, Jeep, Fiat, and Ram, Corporate Leadership Award; Dr. Patricia G. Sims, Education Leadership Award; Dr. William A. "Bill" Craig, Government and Industry Leadership Award; Ms. LaFreeda M. Jordan, Government Relations Leadership Award; Rev. Christopher Jermaine Turner, Religion Leadership Award; Dr. Anthony Toney, Small Business Leadership Award; Ms. Geraldine D. Williams, Outstanding Alumna of the Year; and Mr. Knute R. Walker, Outstanding Alumnus of the Year. He stated that this event would take place on June 7 at the Ernest L. Knight Center, and that at that time he would be presenting the resolutions on behalf of the Mayor and the Council.

President Russell stated that at this time they would recognize the Huntsville High School Robotics Team, Monkey Madness. He asked Mayor Battle and Councilman Kling to also come forward.

Councilman Kling stated that he believed the Council members had all received some information about the achievements of the Robotics Team, Monkey Madness, noting that it was very impressive. He congratulated the team members, stating that he believed everyone was in awe of what went on in this community.

Mayor Battle asked the members of the Monkey Madness team to come forward, along with their sponsor.

Mayor Battle asked a member of the team to comment on the team's performance.

Tom Kozar stated that they had competed in a number of competitions during the year, beginning with the Georgia State competition. He continued that Alabama did not have enough teams to have a competition, so they had to travel out of state to compete. He continued that they had won the Georgia State competition, which had advanced them to the next level of competition. He stated that they had also competed in the Arkansas State competition and had won that, as well. He stated that they had then advanced to the regional level of competition, which was all of the Southeast, and that they had done well enough there to advance to the World competition, and that they had ended up placing 24th in the world.

Ms. Renee Kozar stated that she had had the honor and privilege of coaching the team this year. She stated that during the past summer the team had traveled to Australia and competed at the Asian Pacific Invitational and had done extremely well, placing second in the head-to-head robot competition, and placing second in the judging categories overall. She stated that this year they were the Arkansas State Champions, the Georgia State Champions, and they had advanced to the Southeast Semi-finals, and then to the World, that they had done really great.

Ms. Kozar introduced the members of the team as follows: Thomas Kozar, Matthew Castleberry, Sarah Darrow, Ben Allen, and

Daniel Daugherty.

Mayor Battle thanked Ms. Kozar for doing so much for these young students.

Mayor Battle stated that one of the things they had been pushing in the city of Huntsville was advanced manufacturing, noting that this was robotic-type manufacturing that required a high-tech level of work skills. He stated that these students were working at this every day, and that when they came out of school, they would be career ready.

Mayor Battle stated that if persons had never been out to see the Raytheon Missile Plant, they should know that it was the most advanced plant robotically in the world, that it was amazing to see what they had done with their robotics. He continued that with what Monkey Madness had done on a day-to-day basis, they had done a fantastic job. He thanked them for representing the city of Huntsville and for advancing advanced manufacturing for the city.

Mayor Battle presented certificates to the team members, congratulating them for their outstanding achievements.

President Russell stated that it had been requested that item 15.u on the agenda, Ordinance No. 14-394, be considered at this meeting, so that unanimous consent would be needed.

President Russell stated that the next item on the agenda was Public Hearings to be Held.

President Russell stated that it was the time and place in the meeting for a public hearing on Ordinance No. 14-235,

zoning newly annexed property lying on the west side of Nick Fitchard Road and west of Research Park Boulevard as Neighborhood Business C-1 District, which hearing was set at the April 10, 2014, Regular Council Meeting.

President Russell recognized Ms. Lisa Leddo of the Planning Division.

Ms. Leddo stated that this was 2.03 acres of newly annexed property, noting that it was the hatched area shown on the displayed map. She stated that this was the site of a proposed commercial development, along with the property adjacent to it, to the south. She stated that the proposed zoning of Neighborhood Business C-1 District had been recommended by the Planning Commission.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that the public hearing was closed.

President Russell moved for approval of Ordinance No. 14-235, zoning newly annexed property lying on the west side of Nick Fitchard Road and west of Research Park Boulevard as Neighborhood Business C-1 District, which ordinance was introduced at the April 10, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-235)

Said motion was duly seconded by Councilman Showers.

President Russell called for the vote on the above ordinance, and it was unanimously adopted by the Council members present.

President Russell stated that it was the time and place in the meeting for a public hearing on Ordinance No. 14-237, zoning newly annexed property lying on the west side of Christopher Drive and north of U.S. Highway 72 West as Residence 2-A District, which hearing was set at the April 10, 2014, Regular Council Meeting.

President Russell recognized Ms. Leddo.

Ms. Leddo stated that this was 3.1 acres of property and that the proposed zoning was Residence 2-A District, which she noted was consistent with the adjacent properties. She stated that this was residential land and that there was one existing single-family, detached dwelling on the property. She continued that the Planning Commission had recommended approval.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

Mr. Ralph Timberlake, 2117 Atkins Drive, appeared before the Council, inquiring as to whether this particular district would be better served as a commercial district in lieu of a residential area because of its location.

President Russell asked Ms. Leddo to respond to

Mr. Timberlake's inquiry.

Ms. Leddo stated that the area that was depicted on the screen, along Christopher Drive, was developed as residential and that the proposed zoning of Residence 2-A District would be consistent with the other single-family homes along Christopher Drive.

President Russell asked if there was anyone else in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that the public hearing was closed.

Councilman Showers moved for approval of Ordinance No. 14-237, zoning newly annexed property lying on the west side of Christopher Drive and north of U.S. Highway 72 West as Residence 2-A District, which ordinance was introduced at the April 10, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-237)

Said motion was duly seconded by Councilman Kling.

President Russell called for the vote on the above ordinance, and it was unanimously adopted by the Council members present.

President Russell stated that it was the time and place in the meeting for a public hearing on Ordinance No. 14-239, zoning newly annexed property lying on the north side of US Highway 72 West and east of Jeff Road as Highway Business C-4

District, which hearing was set at the April 10, 2014, Regular Council Meeting.

President Russell recognized Ms. Leddo.

Ms. Leddo stated that this was 13.1 acres of property and that it was currently vacant land and was the site of a proposed commercial development. She stated that the Planning Commission had recommended approval of the Highway Business C-4 District zoning.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular matter.

There was no response.

President Russell stated that the public hearing was closed.

Councilman Kling moved for approval of Ordinance No. 14-239, zoning newly annexed property lying on the north side of US Highway 72 West and east of Jeff Road as Highway Business C-4 District, which ordinance was introduced at the April 10, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-239)

Said motion was duly seconded by Councilman Showers.

Councilman Showers inquired as to the proposed use of the property.

Ms. Leddo stated that it was the site of a proposed automobile dealership.

President Russell called for the vote on the above

ordinance, and it was unanimously adopted by the Council members present.

President Russell stated that it was the time and place in the meeting for a public hearing on Ordinance No. 14-241, zoning newly annexed property lying west of US Highway 431 South and on the north side of Plainview Drive as Residence 1-A District, which hearing was set at the April 10, 2014, Regular Council Meeting.

President Russell recognized Ms. Leddo.

Ms. Leddo stated that this was 0.71 acre of property and was the site of an existing single-family dwelling. She stated that the zoning was consistent with the adjacent properties and that the Planning Commission had recommended approval of the Residence 1-A District zoning.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that the public hearing was closed.

President Russell moved for approval of Ordinance No. 14-241, zoning newly annexed property lying west of US Highway 431 South and on the north side of Plainview Drive as Residence 1-A District, which ordinance was introduced at the April 10, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-241)

Said motion was duly seconded by Councilman Showers.

President Russell called for the vote on the above ordinance, and it was unanimously adopted by the Council members present.

President Russell stated that it was the time and place in the meeting for a public hearing in order to hear and consider all objections or protests, if any, for removal of a nuisance at 613 Kennan Road, NW, Huntsville, Alabama, which hearing was set at the May 8, 2014, Regular Council Meeting.

President Russell recognized Mr. Ken Benion, Director of Community Development.

Mr. Benion stated that the property identified in the resolution had been declared a public nuisance on May 8 and that this public hearing was to hear objections to the declaration as a public nuisance. He stated that the owner had received notification of this process and might wish to speak at this time.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that if there were no objections, the hearing was closed, and the Council would move on to the resolution ordering abatement of a nuisance at 613 Kennan Road, NW, Huntsville, Alabama.

Councilman Showers read and introduced a resolution

ordering abatement of a nuisance at 613 Kennan Road, NW, Huntsville, Alabama, as follows:

(RESOLUTION NO. 14-357)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell called for the vote on the above resolution, and it was unanimously adopted by the Council members present.

President Russell stated that it was the time and place in the meeting for a public hearing on a resolution authorizing the City Clerk-Treasurer to assess the costs of demolishing the property located at 3421 Glen Park Dr., NW.

President Russell recognized Mr. Benion.

Mr. Benion stated that the property identified in this resolution had previously been declared unsafe and authorized for demolition. He continued that this resolution authorized the assessment of costs for demolition and removal of debris from the property. He stated that Attachment A identified the owner, the date that Community Development had taken action, and the cost of demolition and removal of debris from the property. He stated that this cost was \$10,542.40. He stated that the owner had received a written request for payment and had failed to respond, so that he was requesting that an assessment be placed on this property to collect the costs. He stated that the owner had been notified of this proposed action and might wish to speak at this time.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that the public hearing was closed.

President Russell read and introduced a resolution authorizing the City Clerk-Treasurer to assess the costs of demolishing the property located at 3421 Glen Park Dr., NW, as follows:

(RESOLUTION NO. 14-358)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Russell called for the vote on the above resolution, and it was unanimously adopted by the Council members present.

President Russell stated that it was the time and place in the meeting for a public hearing on a resolution authorizing the City Clerk-Treasurer to assess the costs of demolishing the property located at 2600 Trail Ridge Rd., NW.

President Russell recognized Mr. Benion.

Mr. Benion stated that the property identified in this resolution had previously been declared unsafe and authorized for demolition. He stated that the resolution authorized the assessment of the cost of demolition and removal of debris from

the property. He stated that Attachment A identified the owner, the date that Community Development had taken action, and the cost of demolition and removal of debris from the property. He stated that this cost was \$6,693.34. He stated that the owner had received a written request for payment and had failed to respond, so that he was requesting that an assessment be placed on this property to collect the costs. He stated that the owner had been notified of the proposed action and might wish to speak at this time.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that the public hearing was closed.

President Russell read and introduced a resolution authorizing the City Clerk-Treasurer to assess the costs of demolishing the property located at 2600 Trail Ridge Rd., NW, as follows:

(RESOLUTION NO. 14-359)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell called for the vote on the above resolution, and it was unanimously adopted by the Council members present.

President Russell stated that the next item on the agenda

was Communications from the Public. He stated that persons would have three minutes to address the Council.

Ms. Beverlyn McDonald appeared before the Council, stating that she was a Public Affairs Specialist with the Small Business Administration, Office of Disaster Assistance. She stated that SBA and FEMA were present, basically, in order to inform all the local residents that had been affected by the recent disaster to actually come out and register, no matter how small or big their claim and whether or not they had insurance. She stated that they were asking these persons to register and, therefore, get their names and addresses in the system so that they would have some recourse later on.

Ms. McDonald stated that SBA would give a low-interest, disaster-related loan for persons' uncompensated, uninsured losses, no matter how big or how small the damages were. She stated that they gave loans to homeowners, as well as to renters, and businesses, alike. She stated that on homes, they would give a loan up to \$200,000 for one's uninsured, uncompensated loss.

Ms. McDonald stated that for personal property or contents, they went up to \$40,000. She continued that this was at a 2.1 percent interest rate. She stated that their loans were based upon actual damages, actual losses.

Ms. McDonald stated that they also gave loans to renters who did not have renter's insurance. She stated that they could give these persons loans for personal property only, as

well as vehicles, at the 2.1 percent interest rate.

Ms. McDonald stated that they gave business loans for for-profit businesses as well as non-profit businesses.

Ms. McDonald asked if the Council members had any questions.

Councilman Showers asked Ms. McDonald for her contact number.

Ms. McDonald stated that it was 1-800-659-2955. She stated that she would leave some flyers on the side table with all the contact information, as well as the website, which she noted was www.sba.gov. She stated that they also had a TTY line for the visually and hearing impaired, which would go into a customer service representative, as well.

Ms. McDonald stated that if there was no open recovery center in the area, persons could call the 800 number and make application over the phone or just simply call and ask questions of the customer service representative.

Councilman Showers asked if one lived in Limestone or Morgan County and had been impacted, if they could go through this number.

Ms. McDonald replied in the affirmative, stating that they should call the 1-800 number, that that was what the customer service persons were there for, to answer any questions, assist with an application, whatever it might be. She continued that they also had bilingual customer service representatives, as well, so that persons should not let language be a barrier, or

hearing or sight impairment. She stated that there were no barriers, that persons should just reach out, and they would be assisted.

Councilman Olshefski stated to Ms. McDonald that he had been listening to briefings his entire life and he was not sure he had ever heard anyone brief so concisely, so perfectly, so informatively, et cetera. He stated that he was very impressed with this, and that he had learned more about what they did than he had ever known before. He thanked her for her presentation.

Mr. Nate Custer appeared before the Council, stating that he was a Public Information Officer with FEMA, and that he was assigned to this part of Alabama, handling basically three counties: Limestone, DeKalb, and Etowah. He stated that his job was to work through the media and other possible ways to get the word out that persons who lived in one of these declared counties and had had some damage needed to register with FEMA. He stated that persons could do this by calling 1-800-621-3362 or going on line at disasterassistance.gov. He stated that the survivors of the storms of approximately three weeks prior had until July 1 to register.

Mr. Custer stated that they had a disaster recovery center that served Limestone County, located at 11281 Ripley Road, and that it was open Monday through Saturday from 8 a.m. to 6 p.m. He continued that this facility would be open on Memorial Day. He stated that once persons registered, they would get a call

back in a matter of days from a FEMA inspector, and that this person would make an appointment to come out and look at the damage and would then turn in a report on the damage.

Mr. Custer stated that whether the damage was very minor or catastrophic, persons should go ahead and register. He stated that some persons might say that there was a person down the street that needed the help more than they did, but noted that the help was available for everyone. He continued that there was no income test on this assistance, that on a case-by-case basis, they would take a look at a person's situation.

Mr. Custer stated that FEMA dealt with grants, while the SBA dealt with loans. He stated that FEMA grants were designed to help persons get back on their feet, noting that they would not make persons whole again if they had had major damage. He stated that they asked people to register even if they had insurance, noting that the insurance might come up short of what it would take to repair a person's damages. He stated that FEMA would also provide, and were providing at this time, temporary housing assistance, with the preferred method being rental housing, or hotels, for persons who simply could not stay in their dwelling.

President Russell thanked Mr. Custer for his remarks.

Ms. Jackie Reed, 1008 Bob Wallace Avenue, appeared before the Council, expressing appreciation to Channel 19 for the great story they had had on the news at the prior Council

meeting, concerning her "Honorary Councilperson for a Day" gift certificate from her family. She continued that she would also like to thank her family for this.

Ms. Reed stated that she had certainly enjoyed her time at the prior meeting sitting with the Mayor and the City Council members. She expressed appreciation to everyone, noting that she had felt very comfortable sitting with them, that it had been a good day.

Ms. Reed stated that she would like to congratulate all the graduating students in the city, stating that she wanted them to go to college and then come back to Huntsville to get their jobs. She continued that Huntsville was a great city to come back to. She stated that she was very proud of her grandson, noting that he was amongst several at Huntsville Middle School who had received all A's the entire year. She stated that she was proud of all of them.

Ms. Reed stated that she had gotten a little out of line on the previous evening and that she wanted to apologize for this. She continued that she wanted to apologize to a young man, Cameron, and others, as she had gotten a little out of hand. She continued that she was not calling the name of the place where she had been, noting that she had been very concerned about an issue and had perhaps made overstatements. She stated that at this time it had all been settled, and it had gone well.

Ms. Reed stated to Mayor Battle that she understood it had

been stated that he had a buyer for Butler High School. She continued that she had a problem with the closing of Butler High School, noting that there would be no high school in the center of the city, and that Westlawn, Terry Heights, University Place, Morris, and McDonnell, would have nowhere to go to high school. She stated that they were sending the children up and down the roads in the city, at a cost of \$7.5 million.

Ms. Reed stated that she certainly wished they could build a new high school at the Butler location, reiterating that it was bad to be busing kids up and down the streets.

Ms. Reed stated that perhaps someone could tell her about the Holmes Avenue bridge and asked if the bridge was being built for a riverwalk and that was why it was taking so long to build it. She stated that she would certainly like to receive an answer to this.

Ms. Reed stated that she was seeing lots of streets being paved at this time, noting that, of course, it was election year. She stated that she just wished every day was election year so they could have streets paved all over the city every day.

Mayor Battle stated, concerning the Holmes Avenue bridge, that this was a flood mitigation program, that it was being widened so that more water could get through.

Mr. Ralph Timberlake again appeared before the Council, stating that some of the City's appointees had seen fit to deny

certain citizens equitable treatment, for unlawful and unjust reasons. He continued that this should not be in a city such as Huntsville, which had received so many accolades, as he had been privileged to hear in this meeting.

Mr. Timberlake stated that he believed the Council, like himself, would like to put what was just and right before God and man on paper so that there would not be the opportunity for it to be misinterpreted, noting that when one said something to one person, it could be lost, but when it was written down in indelible ink, it would have the effect of lasting for generations, such as the Constitution.

Mr. Timberlake stated that, as the Council members were aware, there was also a problem with access to records. He stated that in a democracy, the people, who were the owners and ultimately responsible entities of the country, needed to be informed. He stated that a certain document had such ambiguous terms as "reasonable," but with no definition as to what was reasonable, particularly in time. He stated that he was saying this because they were standing in the shadows of the great Supreme Court decision of 1954. He continued that as persons were well aware, this was one of the things, with all deliberate speed, to be equated to reasonableness.

Mr. Timberlake stated that he felt they could do better, that they could put some time limits on how long the public servants, who were custodians of the records, would have to honor citizens' legitimate claims to see records. He stated

that the petitioner should not be in any way undermined concerning this.

President Russell stated that the next item on the agenda was Huntsville Utilities Items. He stated that Councilman Olshefski was recusing himself on these items and would abstain from voting on them.

Councilman Kling read and introduced a resolution authorizing approval to contract for external trouble call center services for one year (PR #10148047) (Utilities: Electric), as follows:

(RESOLUTION NO. 14-360)

Councilman Kling moved for approval of the foregoing resolution, which motion was duly seconded by President Russell.

President Russell asked Mr. Joe Gehrdes of Huntsville Utilities for an explanation of the above resolution.

Mr. Gehrdes stated that this was an extension of the existing agreement they had with CRC, the company that helped them provide for high-volume call events, perhaps as a result of an outage or perhaps after hours.

President Russell called for a roll-call vote on the above resolution, and the following vote resulted:

AYES: Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

ABSENT: Culver

President Russell read and introduced a resolution authorizing approval to purchase consulting and support services (PR #10150623) (Utilities: Electric), as follows:

(RESOLUTION NO. 14-361)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Russell asked Mr. Gehrdes for an explanation of the above resolution.

Mr. Gehrdes stated that this was software and support for the mapping system of their fiber optic network, noting that this was being done in conjunction with the City, as well.

President Russell called for a roll-call vote on the above resolution, and the following vote resulted:

AYES: Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

ABSENT: Culver

President Russell read and introduced a resolution authorizing the Mayor to execute a proposed Amendatory Agreement for the Madison-Charity Lane transmission line construction to correct the milestone payment provision (Utilities: Electric), as follows:

(RESOLUTION NO. 14-362)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by

Councilman Showers.

President Russell asked Mr. Gehrdes for an explanation of the above resolution.

Mr. Gehrdes stated that, for reasons he could not explain, originally interest had been included in these payments, and that that had been eliminated, and there would be no interest accrued on these payments for this project.

President Russell called for a roll-call vote on the above resolution, and the following vote resulted:

AYES: Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

ABSENT: Culver.

President Russell asked if there were any questions for Mr. Gehrdes at this time.

Councilman Showers stated that some persons had been notified that the TVA payment had been understated, and that on the next utility bill persons would have a slight increase, from \$8 to \$15. He asked if Mr. Gehrdes could elaborate on this.

Mr. Gehrdes replied in the affirmative, stating that this would be a correction of a rate that was improperly applied from April 3 to April 25. He stated that this was a human error, that, basically, the wrong rate had been applied, pertaining to the fuel cost adjustment from TVA. He stated that he wanted to be very clear that this was not TVA's error,

that it was a Huntsville Utilities' error. He stated that in the correction of this error, they had found that some customers were billed incorrectly, on the underside. He continued that this was revenue that they had to collect during the month of May. He stated that it would be a slight adjustment for most persons, that, on average, they had found with their residential customers it would be between \$8 and \$15. He stated that they were talking about what amounted to an approximate .8 of a cent per kilowatt hour adjustment.

Mr. Gehrdes stated that Huntsville Utilities did want their customers to know that if anyone was going to have any difficulty paying that adjustment, they were asked to please contact them immediately, and that they would, of course, work with such customers.

President Russell stated that the next item on the agenda was Board Appointments to be Voted On.

Councilman Kling read and introduced a resolution to appoint Donna Alt Parker to the Beautification Board, for a term to expire October 1, 2014, as follows:

(RESOLUTION NO. 14-363)

Councilman Kling moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell stated that the next item on the agenda was Board Appointment Nominations.

Councilman Showers nominated Rev. Willie Hinton for reappointment to the Huntsville Police Citizens Advisory Council, for a term to expire June 22, 2016.

President Russell asked if there were any other Board Appointment Nominations.

There was no response.

President Russell stated that the next item on the agenda was Approval of Expenditures.

Councilman Kling read and introduced a resolution authorizing expenditures for payment, as follows:

(RESOLUTION NO. 14-364)

Councilman Kling moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted by the Council members present.

President Russell asked Councilman Kling if he had a Finance Committee Report.

Councilman Kling replied in the negative.

President Russell stated that the next item on the agenda was Communications from the Mayor. He recognized Mayor Battle.

Mayor Battle asked for Council approval for the appointment of Jim McGuffey to the position of Manager of Planning Services, Grade 21, Step 2. He stated that Mr. McGuffey had been working for the City for 5 1/2 years and had done a very good job in the Zoning Department, and that he felt he would also do a great job for them in the

Planning Department.

Councilman Kling moved for approval of the appointment of Jim McGuffey to the position of Manager of Planning Services, Grade 21, Step 2, which motion was duly seconded by Councilman Showers.

Councilman Kling stated that he had had contact with Mr. McGuffey on several neighborhood issues and that he had been very thorough at checking into these matters. He stated that not every time would the neighborhood be happy with the solution, but that he always did a great, professional job, and that he felt he would be a great appointment to this position.

President Russell called for the vote on the above motion, and it was unanimously approved by the Council members present.

President Russell congratulated Mr. McGuffey.

Mayor Battle stated that on the following Monday, Memorial Day, there would be the Laying of the Wreath Ceremony at Maple Hill Cemetery at 11 a.m. He stated that this was sponsored by the American Legion First Patriot Support, the City of Huntsville, and the North Alabama Veterans & Fraternal Organizations Coalition. He stated that Lt. Gen. David Mann would be speaking, and that the event would be from 11 p.m. to approximately 12 noon. He stated that this was a very fitting tribute to those who had suffered and sacrificed for others and urged people to attend this event.

Mayor Battle made the following appointments to the Metropolitan Planning Organization's Citizens Advisory

Committee:

Mr. Gary Whitely

Ms. Jennifer Nelson

President Russell stated that the next item on the agenda was Communications from Council Members.

Councilman Kling thanked the persons who had attended his town meeting on the previous Monday evening. He stated that apparently Mr. Timberlake had left the meeting at this time, but noted that he had raised some issues at the town hall meeting that he had told him he would look into. He stated that Mr. Timberlake had had some difficulty in getting signed up for a computer class, and that he had checked into this, and the problem was that there were just a set number that could be accepted, and the number had already been filled, on a first come, first served basis, that it was nothing against Mr. Timberlake personally.

Councilman Kling stated that, as persons were aware, there had been a pretty significant weather situation a couple of weeks prior. He stated that concerns had been stated to him from two neighborhoods about the fact that there were not tornado shelters. He stated that there was some concern that there would be a liability issue as far as the City opening up a building, or a school facility being used, or a church. He stated that, still, there was a concern that persons had about this and stated that he would like to see if they could find some way to address this, or have some sort of official plan of

action, or a list of volunteer churches and facilities that they could notify the public of if there was going to be bad weather.

Councilman Kling stated that he had been involved in such a situation in 1989, so that he empathized with the concerns that had been expressed to him by different persons. He stated that he just wanted to see if there could be a plan of action or something that could be done to communicate available shelters that would be open for those persons who might feel a need to go to them if there would be enough advance notice.

Councilman Kling asked if Mr. Shane Davis, Director of Urban Development, was present at the meeting.

Mr. Davis appeared at the microphone.

Councilman Kling stated that he believed there had been a plan to put in some noise-abating holly bushes along L&N Drive and asked if Mr. Davis was aware of what the schedule was for this to take place.

Mr. Davis stated that this would commence in the following week, noting that they had had some issues with getting the survey, as to where the private property and public property was, but that it should start late the following week, after the holiday.

Councilman Kling stated that the neighborhood had also raised the issue concerning whether any final determination had been made concerning the truck routing that would be used for deliveries at the new Walmart going into that area next to the

lower Piedmont neighborhood.

Mr. Davis stated that Mr. Glen Wilkins with Walmart was the Government Affairs person, and that Mr. Wilkins had sent a draft to him the prior week, and that he had made some edits to the letter, for them to commit not to use the Drake and L&N intersection. He continued that they had a new truck route that was actually from South Parkway, up the service road, and to the south side of L&N, to come in. He continued that he believed everyone was happy with this. He stated that he hoped to have a final letter concerning this to present to the Council in the next couple of weeks.

Councilman Kling stated to Mr. Davis that he appreciated all his work on this matter.

Councilman Showers stated that he was delighted to announce that on the following Saturday, there would be an event to honor the Wounded Warriors, noting that this was the 18th Annual Old School & Blues Festival, to be held at the Huntsville Dragway, on Saturday, May 24.

Councilman Showers stated to Mayor Battle that he had received a document from the Madison County Commission Chairman depicting the MPO documented roads and the monies that were spent to accomplish this. He asked Mayor Battle if he had also received a copy of this letter.

Mayor Battle replied in the affirmative.

Councilman Showers stated that he had read the entire letter and that he had some concerns about the way in which it

was presented. He stated that he was going to contact Mr. Hamilton concerning this but had not had the opportunity to do so prior to the meeting. He continued that he needed to talk to someone about the dollar figures involved. He asked Mayor Battle if he could comment on this.

Mayor Battle stated that the prior year they had gone through a round of ATRIP funding, and then they had gone through the "Restore Our Roads" funding, to put \$250 million worth of programs into the city of Huntsville. He continued that he could not recall what the total was on ATRIP funding, but that he believed it was approximately \$89 million. He stated that this just solidified all the numbers that had been committed by the State and by local governments. He stated that the ATRIP funding had been one-third local and two-thirds State. He stated that a lot of this tied up local money, that once the projects were put on the MPO, that set them in line to be started by the State. He continued that they had to be on the Metropolitan Planning Organization in order to be started by the State. He stated that all these were State projects.

Mayor Battle stated that he believed that Chairman Strong was just reiterating all the projects that had finally come to full fruition.

Councilman Showers stated that he would continue the discussion of this matter with Mayor Battle privately.

Mayor Battle stated that it was an interesting letter.

Councilman Showers inquired as to whether the other

Council members had received a copy of the letter to which he had just referred. He stated that he just had concerns about the way in which this was presented, contrasting the different projects, that it had just caught his attention.

Councilman Showers stated that he had another issue he would like to ask Mr. Hamilton to investigate. He stated that this concerned the Fire Department and the cut-off scores for job applicants. He stated that these applicants had been coming in with a grade 70, and that he was being told that there were five or six persons in the last academy who had made grades of 70, but were being told at this time that they would have to be removed from the list because they had changed this score from 70 to 80. He stated that he believed the City did have policy documentation that said that any of these applicants that made the Academy would have a year's time in which to retake the State test to maintain their status as an employee of the City. He stated that he was being told at this time that there had been some change and there were five or six employees that were being put on a list to be removed from the list.

Councilman Showers asked Mr. Hamilton if he would investigate this matter and report back to the Council on it.

Councilman Showers stated that he had had a prepared statement for the item that he had put on hold at the prior Council meeting that dealt with the policy on disciplinary opportunities. He continued that in that policy, there was a

new item added, item "(F)," that they had put in a complete new policy. He continued that because Councilman Culver was not present at the meeting, he was not going to read all of this.

Councilman Showers stated that he would like to ask the Council members if they would again hold this matter. He stated that a big part of this proposed "(F)" was that it would give employees a review opportunity, but it did not give them due process. He stated that, in other words, it stated that the department head, or a representative, or an administrator, could make a move to terminate, and that they would give the employee a review, but that the decision would be final.

Councilman Showers stated that he would again like to hold this matter and re-look at item "(F)" of this ordinance.

Councilman Showers asked for Mr. Hamilton's assistance in this matter, stating that he would like to review this before it again came before the Council. He stated that this was item "(F)" of the proposed change to Section 13, the policy dealing with disciplinary action.

Councilman Olshefski stated that he had attended a meeting earlier in the day and had been very impressed with it. He stated that there was a group called "Operation Final Home" that built homes, mortgage-free, for military members who had PTSD or were wounded, et cetera. He stated that Benton Homes was leading the effort, under this arm of Operation Final Home, to build a mortgage-free home of approximately 2600 square feet, with handicap accessibility. He continued that this

would be the first such home in Alabama under this organization, and that it was actually being built for a marine who had been rather seriously injured. He stated that he understood that it would not fix it all, but that he was impressed with the fact that they were reaching out. He stated that the home would be built off Zierdt Road and stated that he felt this was pretty impressive.

Councilman Olshefski stated that, being a former soldier, he was honored to hang out with a bunch of folks who represented the country and what it stood for. He continued that these persons would be honored on Memorial Day and that he was proud to be part of this process.

President Russell stated that, on behalf of the Council, he would make the following appointments to the Metropolitan Planning Organization's Citizens Advisory Committee:

Mr. Todd Slyman

Mr. John Ofenlock

Mr. Dave Cousins

President Russell stated that graduations were being conducted in the city at this time and congratulated all the graduates and wished them a successful journey in the future.

Councilman Kling asked President Russell if there was another position on the Metropolitan Planning Organization Citizens Advisory Committee.

President Russell stated that there was one slot open and that he had been asked to consider some names for this but was

not ready to commit on it at this time.

Councilman Kling stated that he had seen a name that he felt would be a good prospect for this committee.

President Russell stated that Councilman Kling would be welcome to furnish him this information.

President Russell stated that the next item on the agenda was Unfinished Business Items for Action.

President Russell moved for approval of Ordinance No. 14-326 for Street Name Change Request, from Pentastar Drive to Remington Trail, SW, which ordinance was introduced at the May 8, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-326)

Said motion was duly seconded by Councilman Showers.

President Russell stated that he believed this made sense and they would be proud to have a "Remington Trail" in Huntsville.

President Russell called for the vote on the above ordinance, and it was unanimously adopted by the Council members present.

President Russell moved for approval of Ordinance No. 14-327 to amend Section 13 of Ordinance No. 04-315, Personnel Policies and Procedures, for modification to the Conduct and Disciplinary Policy, which ordinance was introduced at the May 8, 2014, Regular Council Meeting.

Said motion was duly seconded by Councilman Kling.

Councilman Showers moved to postpone consideration of the

above ordinance until the next Regular Meeting of the Council, on June 12, 2014, which motion was duly seconded by Councilman Kling, and was unanimously approved by the Council members present.

President Russell moved for approval of Ordinance No. 14-328, adopting changes made by the Madison County Commission to voting precincts within Madison County, Alabama, which ordinance was introduced at the May 8, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-328)

Said motion was duly seconded by Councilman Showers.

President Russell asked Mr. Chuck Hagood, City Clerk-Treasurer, to explain the above ordinance.

Mr. Hagood stated that the County Commission had redrawn some of the precinct lines, as well as combined some of the precincts, and that this ordinance was to approve what had been done by the County Commission.

President Russell called for the vote on the above ordinance, and it was unanimously adopted by the Council members present.

President Russell moved for approval of Resolution No. 14-346, revoking that certain license agreement between the City of Huntsville and Dwight Wright, approved by Resolution No. 13-568 on July 25, 2013.

Said motion was duly seconded by Councilman Showers.

Mr. Joffrion stated that if the Council members were in

agreement with this, he would ask that they again postpone consideration of this matter. He stated that he had met with Mr. Wright and his attorney earlier in the week, and that although the proposal that had been submitted had not been met with favor, after discussion with both Mayor Battle and President Russell, he believed there would be a way to resolve this matter that might work to everyone's satisfaction.

President Russell moved to postpone consideration of the above resolution until the June 26, 2014, Regular Council Meeting, which motion was duly seconded by Councilman Showers, and was unanimously approved by the Council members present.

Councilman Kling asked that if there was a proposal concerning this matter, it be sent out to the Council members so that they would be aware of it. He stated that he believed there had been an article in the newspaper concerning this matter, but noted that he had no idea of any of the details, et cetera. He stated that prior to making a decision on this, he would just like to know what would be on the table and what the recommendation would be.

President Russell stated that the next item on the agenda was New Business Items for Introduction.

President Russell read and introduced Ordinance No. 14-365, amending Ordinance No. 89-79, Classification and Salary Plan Ordinance.

President Russell read and introduced Ordinance No. 14-366, amending Budget Ordinance No. 13-630 to modify the

authorized strength of certain departments.

President Russell stated that the next item on the agenda was New Business Items for Consideration or Action.

President Russell read and introduced an ordinance authorizing the disposal of surplus equipment, identified as an Imagistics Copier, Model ZC55 and S/N 5010080, located at 300 Madison Street, per Agreement with Mars, LLC, as follows:

(ORDINANCE NO. 14-367)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to issue travel funds in advance for Police Department employee attending Polygraph Certification Training, as follows:

(RESOLUTION NO. 14-368)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into agreements with the low bidders meeting specifications as outlined in the attached Summary of Bids for Acceptance, as follows:

(RESOLUTION NO. 14-369)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling

and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the acceptance of donations, as follows:

(RESOLUTION NO. 14-370)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced an ordinance to amend Budget Ordinance No. 13-630, by changing appropriated funding for various departments and funds, as follows:

(ORDINANCE NO. 14-371)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced an ordinance to amend Budget Ordinance No. 13-630, by changing the authorized personnel strength in various departments and funds, as follows:

(ORDINANCE NO. 14-372)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into a Land Lease Agreement with Pine Lawn Farms for the lease of property from the City of Huntsville, as follows:

(RESOLUTION NO. 14-373)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into a Lease Agreement with Sublett Farms, Inc., for the lease of property in North Huntsville Industrial Park, as follows:

(RESOLUTION NO. 14-374)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to modify the agreement with Reed Contracting Services, Inc., for Periodic Bid for Various Construction Projects-2013, Project No. 65-13-SP31, by Modification No. 1, as follows:

(RESOLUTION NO. 14-375)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with AECOM Technical Services, Inc., for Engineering Design Services for Shields Road Bridge Improvements, Project No. 65-14-BR02, as follows:

(RESOLUTION NO. 14-376)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into a Development Agreement between the City of Huntsville and Lost Boys Land Company, LLC, to provide sanitary sewer to the Wilson Cove Subdivision, Project No. 65-07-SM01, as follows:

(RESOLUTION NO. 14-377)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with Alfred Benesch & Company for Traffic Engineering Services for South Memorial Parkway VISSIM Simulation and City Representation, Project No. 65-14-RD05, as follows:

(RESOLUTION NO. 14-378)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with Alfred Benesch & Company for Traffic Engineering Services for University Drive (US 72W) City Representation, Project

No. 65-14-RD06, as follows:

(RESOLUTION NO. 14-379)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into a Cooperative Agreement among the City of Huntsville and Downtown Huntsville, Inc., and 200 West Side Square, TIC for Outdoor Lighting Enhancements, Project No. 65-14-SP29, as follows:

(RESOLUTION NO. 14-380)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into a Real Estate Sales Contract between the City of Huntsville and VETTE Properties, LLC, for Proposed Logichore Headquarters, Project No. 65-14-SP28, as follows:

(RESOLUTION NO. 14-381)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to amend the contract with Wiregrass Construction Company, Inc., for Resurfacing of Residential

Streets-2013, Phase I, Project No. 65-13-RR01, by Change Order No. 1, as follows:

(RESOLUTION NO. 14-382)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and the Huntsville City Board of Education for the demolition of Terry Heights Elementary School, as follows:

(RESOLUTION NO. 14-383)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to modify the agreement with Garver, L.L.C., for Engineering Construction Administration Services for 2014 Water Pollution Control Sanitary Sewer Rehabilitation, Project No. 65-14-SP14, by Modification No. 1, as follows:

(RESOLUTION NO. 14-384)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution

authorizing the Mayor to apply for a Federal Transit Administration, 49 U.S.C., Section 5339 Grant, as follows:

(RESOLUTION NO. 14-384A)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to apply for a Federal Transit Administration, 49 U.S.C., Section 5307 Grant, as follows:

(RESOLUTION NO. 14-385)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Clerk-Treasurer to invoke Cadence Bank Letter of Credit No. 4647145 for Heritage Brook Subdivision, as follows:

(RESOLUTION NO. 14-386)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Clerk-Treasurer to invoke Regions Bank Letter of Credit No. 55106534 for Olde Cobblestone Phase 3 Subdivision, as follows:

(RESOLUTION NO. 14-387)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Clerk-Treasurer to invoke Regions Bank Letter of Credit No. 55106540 for Olde Cobblestone Phase 3 Subdivision, as follows:

(RESOLUTION NO. 14-388)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Clerk-Treasurer to invoke SouthBank Letter of Credit No. 2013-300 for McMullen Place Phase 3 at McMullen Cove Subdivision, as follows:

(RESOLUTION NO. 14-389)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the City Attorney to settle the workers' compensation claim of Charles Caldwell, as follows:

(RESOLUTION NO. 14-390)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the use of the DS200 Precinct Scanner and Tabulator electronic voting devices and the AutoMark Voter 87000 to provide assistance to disabled voters in the General Municipal Election to be held on the 26th day of August, 2014, and each election thereafter until changed by the Huntsville City Council, as follows:

(RESOLUTION NO. 14-391)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing eminent domain proceedings for fee simple title to property located along Highway 20, as follows:

(RESOLUTION NO. 14-392)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced a resolution authorizing the Mayor to sign the plat entitled: The Bridges in Research Park, Phase 2, a resubdivision of Lot 2 of The Bridges in Research Park, Lot 2, according to the map or plat of survey of Research Park Lake 5, PHASE 3, a resubdivision of Lot 1 of a resubdivision of Lot 2 of Research Park Lake 5 Subdivision, as recorded in Plat Book 45, on page 34, and Lot 2 of Research Park Lake 5 Second Addition, as recorded as

Document Number 20051215000842120 in the Probate Records of Madison County, Alabama, and being recorded as Document No. 20091110000707840 in the Office of the Judge of Probate of Madison County, Alabama, and being recorded as Document No. 20130726000492370 in the Office of the Judge of Probate of Madison County, Alabama, as follows:

(RESOLUTION NO. 14-393)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted by the Council members present.

President Russell read and introduced an ordinance declaring a portion of Lot 4A of Twickenham Square Subdivision, Phase II, surplus and authorizing the Mayor to enter into a Lease Agreement between the City of Huntsville and Twickenham Square Venture, LLC., as follows:

(ORDINANCE NO. 14-394)

President Russell moved that unanimous consent be given for the immediate consideration of and action on said ordinance, which motion was duly seconded by Councilman Kling, and upon said motion being put to vote, the following vote resulted:

AYES: Olshefski, Kling, Showers, Russell

NAYS: None

ABSENT: Culver

President Russell stated that the motion for unanimous consent for immediate consideration of and action on said

ordinance had been unanimously carried by the Council members present.

President Russell thereupon moved that said ordinance be finally adopted, which motion was duly seconded by Councilman Showers.

President Russell asked Mr. Joffrion for an explanation of the above ordinance.

Mr. Joffrion stated that this was a lease of air space in order to provide for a pedestrian elevated connector between the parking garage and the apartment complex in Twickenham Square Development.

President Russell called for the vote on the above ordinance, and it was unanimously adopted by the Council members present.

Councilman Showers read and introduced a resolution authorizing the Mayor to execute an amendment to the agreement between the City of Huntsville and Direct Communications, Inc., as follows:

(RESOLUTION NO. 14-395)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell asked that Mayor Battle or Mr. Hamilton explain the above resolution.

Mayor Battle stated that this was a contract for lobbying in the State Capitol by Direct Communications. He stated that with Ms. Jordan having moved to Planning, this had left all the

lobbying to Steve Raby, and that he had had to spend a lot more time than the original contract had included, staying overnight in Montgomery and staying all during the legislative session. He stated that he had helped them in the last legislative session and had not charged them any more for this. He stated that at this time they were readjusting the contract, noting that they would have a full amount on the contract when they considered the budget in October. He stated that at this time this was an additional \$30,000 for the contract.

President Russell called for the vote on the above resolution, and it was unanimously adopted by the Council members present.

Councilman Showers read and introduced a resolution authorizing the Mayor to enter into a Lease Agreement between the City of Huntsville and the Young Men's Christian Association of Metropolitan Huntsville, Inc., d/b/a Heart of the Valley YMCA, as follows:

(RESOLUTION NO. 14-396)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by President Russell.

Mayor Battle stated that Mr. Hamilton had been working on this and asked him to comment on it.

Mr. Hamilton stated that this was the lease agreement with the YMCA for the childcare facility that was immediately adjacent to the Showers Center. He stated that they had been

in there for a number of years, and that one of the things they had discovered in working on some maintenance issues was that they did not have a current lease agreement with them on this property. He stated that they had worked with them for a number of months to do the repairs required for the facility, and that they were now prepared to move forward, and that they had the agreement with them, and their Board had approved the work they were going to do in partnership with them, and had approved the conditions of the lease that allowed them to stay there for what was expected to be indefinitely.

President Russell called for the vote on the above resolution, and it was unanimously adopted by the Council members present.

President Russell stated that the next item on the agenda was Non-Roster Communications from the Public.

Mr. Jerry Cox, 4029 Telstar Circle, appeared before the Council, stating that he had had issues with three of the items on the agenda, but that he had discussed these matters with the department heads before the meeting in an attempt to resolve them, and he had done so, and that was the reason he had not signed up to speak previously.

Mr. Cox stated that as a United States Army veteran, he wished to respectfully acknowledge the three U.S. Army soldiers killed in combat in the war in Afghanistan in the past two weeks, to include a 19-year-old woman soldier.

Mr. Cox stated that he was very glad to have seen on the

past Monday Old Glory flying properly at the Depot, and that he would like to thank whoever was responsible for taking care of that issue that had really concerned him.

Ms. Jackie Reed again appeared before the Council, stating that when they did the budget, she would like to see the employees receive a 4 percent raise, just as Athens had given their employees a 4 percent raise. She stated that they wanted to be like every city around them, so she would like to see them give that some consideration.

Ms. Reed stated that she believed the directors of the parks who stayed until 9:30 and 10 o'clock needed a raise. She stated that ball games went on from 7:30 to 9:30 or 10 o'clock, and she was not certain if these persons were paid for this or not. She stated that that was something that should also be considered.

Ms. Reed stated that she had recently asked to see the bulletin board, noting that she did not even know there was one, even though she had been coming to the Council meetings for 30 years. She stated that she was not aware they had a bulletin board for the meetings, and noted that this was a joke. She stated that it was out in the front of the building, and that she could not even see up high enough to read it, that it was in very small print, and it was for the meetings of the City of Huntsville. She stated that they could beat that. She continued that she believed every department should be responsible for getting the meetings on Channel 42, including,

the MPO, Zoning and Variance, the Planning Department, or whatever might be going on that the public might want to attend. She asked that someone please look into this.

Councilman Showers stated to Ms. Reed that she had mentioned earlier her concern about the closing of some of the schools, particularly Butler High School, and stated that he just wanted to let her know that on the current day hearings had been held concerning this at the Federal Building, and that they would go on the following day, and most likely end on that day. He stated that he just wanted to advise her of this in case she would be interested in attending.

Ms. Reed stated that she would be in attendance on the following day and thanked Councilman Showers for the notification.

Councilman Kling stated, concerning Mr. Cox's statement about the flying of the flag, that there were some flags on the western part of Drake Avenue that were below standard and that there were some flag poles that were actually empty. He stated that he had had some contact with the American Legion 237, and they were supposed to be rectifying this in the very near future.

Councilman Showers stated that Mr. Joffrion had experienced a very sad loss since the prior Council meeting and stated to Mr. Joffrion that all their thoughts were with him and they wished him the very best, that everyone was thinking about him and cared.

President Russell asked if there was anything further to come before the Council.

There was no response.

Upon motion, duly seconded, it was voted to adjourn.

PRESIDENT OF THE CITY COUNCIL

ATTEST:

CITY CLERK-TREASURER